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PATENT

Attorney Docket No.: 27866/32663

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

In the Application of:
Boris Masinovsky *et al.*
Serial No. 08/448,649
Filed: May 24, 1995
For: METHODS FOR USING
AGENTS THAT BIND TO VCAM-1
Group Art Unit: 1644
Examiner: Phillip Gambel, Ph.D.

) I hereby certify that this paper and the
) papers referred to as attached are being
) deposited with the United States Postal
) Service, as first class mail, postage prepaid,
) in an envelope addressed to the
) Commissioner of Patents, Washington,
) D.C. on March 20, 2003.
)
) Greta E. Noland
) Greta E. Noland
) Registration No.: 35,302
) Agent for Applicants

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JUDGE OF PATENT APPEALS
AND INTERFERENCES

PETITION UNDER 37 C.F.R. §1.183

Commissioner for Patents
Washington, DC 20231

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Sir:

This petition is filed in response to the "Response of Non-Compliance Regarding Oral Hearing" mailed on March 6, 2003 indicating the request for oral hearing in the above-identified application was not filed in a separate paper as required by 37 C.F.R. §1.194(b).

Appellants request that the separate paper requirement of 37 C.F.R. §1.194(b) be suspended.

On December 11, 1998, Appellants filed two papers by first class mail, the first entitled "Transmittal of Appellant's Reply Brief" and the second entitled "Appellant's Reply Brief." A request for oral hearing (and authorization to charge the fee due for oral

hearing to our deposit account) was set out in the first paper. Appellants believed that the filing of a request for oral hearing in the first paper satisfied the requirement of 37 C.F.R. §1.194(b) in that it was separate from the reply brief (the second paper).

A check in the amount of the petition fee of \$130.00 under 37 C.F.R. §1.17(h) is enclosed.

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN
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233 South Wacker Drive
Chicago, Illinois 60606-6357
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March 20, 2003

By:

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